

Minutes
Town of Oshkosh

Town Board Meeting – June 9, 2008 - 7:00 p.m. – Town Hall

PRESENT: Chairman Gerald Frey, Supervisor Carol Kaufmann, Supervisor Jim Erdman, Treasurer Maribeth Gabert, Clerk Jeannette Merten and audience of 16.

Chairman Frey called meeting to order at 7:00 p.m.

MOTION BY ERDMAN, KAUFMANN SECONDED, APPROVE AND DISPENSE WITHOUT READING OF MINUTES DATED MAY 27, 2008 AS PRESENTED. MOTION CARRIED.

Public Participation:

Don Bernier requested to have the board take a look at the ditch to the west of him, which is at 580 Norton because of abundance of standing water. Chairman Frey will take a ride over there and look at it.

Planning and Zoning:

Building Inspector report.

Dave Frank, Town Building Inspector, had nothing new to report.

Approve re-zone request of Fred Boss.

Applicant has requested a Zoning Change to R-2 (Single Family subdivided) in order to create a residential lot. Applicant is John Fred Boss, premises affected is 4851 County Road T.

The Town of Oshkosh Planning & Zoning Commission met prior today and made the recommendation to approve the zoning change request of certified survey map 327, parcel #018-0342 for reason that it is consist with the town plan.

MOTION MADE BY KAUFMANN, ERDMAN SECONDED, TO APPROVE THE REZONING REQUEST OF JOHN FRED BOSS, PARCEL #018-0342, 4851 COUNTY ROAD T, TO R-2 IN ORDER TO CREATE A RESIDENTIAL LOT. REASON FOUND WAS THAT THE REQUEST IS CONSISTANT WITH THE TOWN OF OSHKOSH PLAN. ROLL CALL. FREY, YES; KAUFMANN, YES; ERDMAN, YES. MOTION CARRIED.

Approve Tn of Menasha-Text Amendment.

Applicant is requesting a text amendment to the Winnebago County Zoning Ordinance in order to amend Section 17.13(2), General Business District Principal Uses; to delete Section 17.13(6)(b)(1), Highway Business District

Principal Uses; and to renumber Section 17.13(6)(b), Highway Business District Principal Uses.

FREY MADE THE MOTION, KAUFMAN SECONDED, THAT THE TOWN HAD NO OBJECTION TO WHAT THE TOWN OF MENASHA'S IS REQUESTING FOR A TEXT AMENDMENT THEREFORE APPROVE AS PRESENTED. ROLL CALL. KAUFMANN, YES; ERDMAN, YES; FREY, YES. MOTION CARRIED.

Unfinished Business:

Development Agreement (Bristol Square) draft.

Chairman Frey read the draft Development Agreement received from town attorney John St. Peter. Frey was told that the City of Oshkosh would sign this agreement, although the Board did find a couple of errors and still want to question the town attorney about a few other issues.

Frey informed interested audience members that once those corrections are made by the attorney and received back, copies will be mailed to Jackson Heights residents with an announcement of a date and time of another public informational meeting. It could be likely that the board may ask for an advisory secret ballot vote on the draft.

The town board did listen to the concerns and comments from some residents of Jackson Heights in attendance for and against the drafted agreement.

New Business:

Gold Cross Ambulance presence at town hall.

Mark Fredrickson, Gold Cross Ambulance, updated board on that they will be running classes on training/teaching once a month. Jack Hill with Gold Cross was also in attendance.

Fredrickson initial contacted Chairman Frey inquiring about the possibility of parking their ambulance at the town hall.

The ambulance would be present at the town hall Monday through Friday 8:30 a.m. to 5:30 p.m.

Their need is electrical to plug in the ambulance, so they are not running the vehicle's fuel and have use of bathroom facilities.

During the winter months, they would need a heating building along with electrical power.

They are aware that the town hall could be rented/leased now and then during the times the ambulance would be present and would respect that.

Options were discuss about using the recycling building, using the cell site electrical power, the Island View Sanitary District building. Discussion expanded to possible future plans of adding onto the fire department side of the town hall building.

Gold Cross would be agreeable to some type of understanding agreement and offered a monetary amount for the use of electric/water use. They threw out the figure \$200/month. They are willing to provide a generic draft understanding agreement, similar to others they have done with other municipalities. Details will be worked out in that agreement.

MOTION MADE BY ERDMAN TO DRAFT AN UNDERSTANDING AGREEMENT WITH GOLD CROSS AMBULANCE. NO SECOND. MOTION DIED.

The motion was discussed and changed the wording for motion to read:

MOTION WAS MADE BY KAUFMANN, FREY SECONDED, GIVING PERMISSION TO GOLD CROSS TO PARK THEIR AMBULANCE ON TOWN HALL PROPERTY AND USE THE BUILDING FACIALITY EFFECTIVE IMMEDIATELY. ROLL CALL. KAUFMANN, YES; FREY, YES; ERDMAN, YES. MOTION CARRIED.

Stille violation notice-items in road right-of-way.

Property owner, Stille, did fill in the ditch and shoulder, added boulders, and has concrete in road right-of-way. Stille is willing to move boulders, restore ditch to original condition, but wants to keep the concrete in driveway apron willing to sign culvert agreement as others have done in the past. Because this subject came up, Andy Kriz's property (a neighbor) was mentioned because he too has a concrete driveway in road right-of-way. Erdman did say that Kriz said a while ago that he would be willing to sign the culvert agreement and still would. Erdman will tell them that they need to obtain a copy of their deed that would be attached to the agreement as exhibit A.

Place update of progress on next meeting agenda.

Concrete driveway approaches Ordinance change.

Board would like more time to look over the ordinance and asked to have this topic placed on the next meeting agenda.

Plummers Cemetery, expansion, lawn mowing, maintenance (reset stones).

Bill Beringer was in attendance and said he has been the Plummers Cemetery Sexton since 1985 or 1986. He believes the cost for lots and perpetual care are 1962 prices and should be adjusted. He went into an explanation of the layout of the land for the cemetery and several other matters concerning expenses and maintenance thereof.

Price adjustment would require an ordinance amendment as it is listed in the Town's Code of Ordinance book.

KAUFMANN MADE MOTION TO LIMIT THE PURCHASE OF ANY 8 GRAVE LOT TO ONE INDIVIDUAL, NO SECOND. MOTION DIED.

The motion was discussed and changed the wording for motion to read:

KAUFMANN MADE THE MOTION, TO SET A MORATORIUM FOR THE SALE OF CEMETERY LOTS IN THE UNDEVELOP AREA (SECTION C) UNTIL A DECISION IS MADE ON HOW TO HANDLE SALE OF LOTS WITHIN THE SECTION, FREY SECONDED. ROLL CALL. FREY, YES; KAUFMANN, YES; ERDMAN, YES. MOTION CARRIED.

Items for discussion and decision for next meeting agenda are:

- Lot and Perpetual Care costs
- Plants shrubs rules
- Limitation on purchase of amounts of lots
- Expansion of the cemetery
- Posted hours
- Salary for sexton
- Lawn cutting fee
- Re-setting stone policy

Approve Walter property sanitary district changes.

MOTION MADE BY KAUFMANN, ERDMAN SECONDED, TO APPROVE THE ADDITION OF LANDS TO THE TOWN OF OSHKOSH SANITARY DISTRICT AS SPECIFIED ON ORDERS AS PRESENTED FOR PARCELS #018-0077 AND #018-0079. ROLL CALL. KAUFMANN, YES; ERDMAN, YES; FREY, YES. MOTION CARRIED.

Approve Operator License applicant of Donna Berna-Gross.

MOTION MADE BY ERDMAN, SECONDED KAUFMANN, TO APPROVE OPERATOR LICENSE OF DONNA BERNA-GROSS. ROLL CALL. KAUFMANN, YES; ERDMAN, YES; FREY, ABSTAIN. MOTION CARRIED.

Nickel Drive; boat in road right-of-way.

Chairman Frey received a complaint that Carl Fruendl has boats parked on Fox Street where there is a no parking sign. Board requested to send a letter of violation and that boats must be moved within 15 days.

Forthcoming Events of public interest:

Erdman reported that he had meet with members of the Americans for Prosperity at the town hall and they went over what their organization represents and their plans on fighting amendments to NR115. They are proposing that the DNR has overstepped the progress with administrative rule, when it should be a legislative decision.

Correspondence:

1. AT&T; Video Competition Act choices to community.
2. Hasler; postage meter increase.
3. WI Dept. of Revenue; Manufacturing Real Estate report.
4. Veolia; Frequently Asked Questions.
5. City of Oshkosh; Amendment to Comprehensive Plan.

Email Correspondence:

1. Jennifer Huffman, DNR Stormwater MS4 Dye Testing.
2. Winnebago Co Management; weather radios for sale.
3. Tn/Chester treasurer charged with misconduct.
4. State Representative Frank Lasee; news update.

Correspondence provided to board at meeting:

1. Time Warner Cable; channel line-up information.
2. Dept of Transp; Small Local Highway Safety Improvement Program.
3. Foth conference on sustainability June 19, 2008.
4. Dept of Agriculture; door to door and transient sales crew.
5. Winnebago Co. Emergency Management; flooding.

**MOTION TO PAY BILLS AS PRESENTED BY KAUFMANN, ERDMAN
SECONDED. MOTION CARRIED.**

**MOTION MADE BY ERDMAN, SECONDED BY KAUFMANN, TO
ADJOURN. MOTION CARRIED.**

Meeting adjourned at 9:28 p.m.

Jeannette Merten, Town Clerk
Town of Oshkosh